

### **REMARKS**

This is a full and timely response to the outstanding non-final Office Action mailed September 21, 2005. Upon entry of the amendments in this response, claims 1 and 3 - 22 remain pending. In particular, Applicant has added claim 22, has amended claims 1, 3, 4, 10 and 18, and has canceled claim 2 without prejudice, waiver, or disclaimer. Applicant has canceled claim 2 merely to reduce the number of disputed issues and to facilitate early allowance and issuance of other claims in the present application. Applicant reserves the right to pursue the subject matter of this canceled claim in a continuing application, if Applicant so chooses, and does not intend to dedicate the canceled subject matter to the public. Reconsideration and allowance of the application and presently pending claims are respectfully requested.

### **In the Specification**

The Office Action indicates that the disclosure is objected to because of various informalities. As set forth above, Applicant has amended the specification and respectfully asserts that the objections have been rendered moot.

### **Provisional Obviousness-Type Double Patenting**

The Office Action indicates that claims 1, 10 – 13, 16 and 18 stand provisionally rejected under the judicially-created doctrine of obviousness-type double patenting as being unpatentable over claims 1, 9 – 13 and 20 of copending Application 09/998,797. In as much as this rejection is provisional in nature, no action on Applicant's part appears to be necessitated.

The Office Action further indicates that claims 1 – 2, 5 – 7, 9 – 11, 13 – 16 and 18 - 21 stand provisionally rejected under the judicially-created doctrine of obviousness-type

double patenting as being unpatentable over claims 1 – 5, 7 – 10, 13 – 15 and 18 of U.S. Patent No. 6,694,115. In this regard, Applicant submits herewith a timely filed terminal disclaimer, thereby rendering the rejection moot.

### **Rejections Under 35 U.S.C. §102**

The Office Action indicates that claims 1 – 8, 18 – 19 and 21 stand rejected under 35 U.S.C. §102(e) as being anticipated by *Mazzagatte*. With respect to claim 2, Applicant has canceled that claim and respectfully asserts that the rejection as to claim 2 has been rendered moot. With respect to the remaining claims, Applicant respectfully traverses the rejections.

In this regard the Office Action appears to indicate that printing of *Mazzagatte* corresponds to Applicant's "first feature." Although respectfully disagreeing with this contention, Applicant has amended the claims in such a manner that the recited "first feature" may not be properly construed, even under a broadest reasonable interpretation, to correspond to printing of *Mazzagatte*.

In this regard, Applicant has amended claim 1 to recite:

1. A method for enabling features of a printing device, said method comprising:
  - receiving information to be printed such that the printing device is enabled to print the information to be printed without a first feature of the printing device being enabled;*
  - receiving information corresponding to an authorization of a user, the information including a designation of at least the first feature of the printing device that the user desires to enable;*
  - retrieving information adapted to enable at least the first feature of the printing device; and*
  - enabling at least the first feature of the printing device using the information retrieved such that the information to be printed is printed using the first feature of the printing device.*

(Emphasis added).

Applicant respectfully asserts that *Mazzagatte* is legally deficient for the purpose of anticipating claim 1. In particular, Applicant respectfully asserts that *Mazzagatte* does not

teach or otherwise disclose at least the features/limitations emphasized above in claim 1. Specifically, as mentioned above, *Mazzagatte* either enables or disables printing, which is clearly not the case in claim 1, because printing is enabled irrespective of whether the first feature is enabled. Therefore, Applicant respectfully asserts that claim 1 is in condition for allowance.

Since claims 3 – 8 are dependent claims that incorporate all the features/limitations of claim 1, Applicant respectfully asserts that these claims also are in condition for allowance. Additionally, these claims recite other features/limitations that can serve as an independent basis for patentability.

With respect to claim 18, that claim has been amended to recite:

18. A computer readable medium for use with a printing device, said computer readable medium comprising:

logic configured to:

*receive information to be printed such that the printing device is enabled to print the information to be printed without a first feature of the printing device being enabled;*

*receive information corresponding to an authorization of a user, the information including a designation of at least the first feature that the user desires to enable;*

*retrieve information adapted to enable at least the first feature of the printing device; and*

*enable at least the first feature of the printing device using the information retrieved such that the information to be printed is printed using the first feature of the printing device.*

(Emphasis added).

Applicant respectfully asserts that *Mazzagatte* is legally deficient for the purpose of anticipating claim 10. In particular, Applicant respectfully asserts that *Mazzagatte* does not teach or otherwise disclose at least the features/limitations emphasized above in claim 10. Specifically, *Mazzagatte* either enables or disables printing, which is clearly not the case in claim 10, because printing is enabled irrespective of whether the first feature is enabled. Therefore, Applicant respectfully asserts that claim 10 is in condition for allowance.

Since claims 19 and 21 are dependent claims that incorporate all the features/limitations of claim 18, Applicant respectfully asserts that these claims also are in condition for allowance. Additionally, these claims recite other features/limitations that can serve as an independent basis for patentability.

### **Rejections Under 35 U.S.C. §103**

The Office Action indicates that claims 9 and 20 stand rejected under 35 U.S.C. 103(a) as being unpatentable over *Mazzagatte* in view of *Bolash*. The Office Action also indicates that claims 10 - 17 are rejected under 35 U.S.C. 103(a) as being unpatentable over *Mazzagatte* in view of *Hebert*.

With respect to claims 9 and 20, claim 9 incorporates all the features/limitations of claim 1 and claim 20 incorporates all the features/limitations of claim 18, the allowability of each of which is set forth above. Since *Bolash* does not teach or reasonably suggest the limitations indicated as lacking in *Mazzagatte*, Applicant respectfully asserts that the combination of *Mazzagatte* and *Bolash* is deficient for the purpose of rendering claims 9 and 20 obvious. Therefore, for at least this reason, Applicant respectfully asserts that claims 9 and 20 are in condition for allowance.

With respect to claim 10, that claim has been amended to recite:

10. A print system comprising:
  - a printing device having a first print cartridge and an identification reader, the first print cartridge containing a print substance for printing on a print medium, the first cartridge having a readable identification tag for providing first information, the identification reader being configured to receive the first information from the identification tag, such that, if the first information corresponds to the printing device, the identification reader enables the printing device to print; and
  - a feature-enabling system communicating with the printing device, the feature-enabling system being configured to:
    - receive information to be printed such that the printing device is enabled to print the information to be printed without a first feature of the printing device being enabled;***

*receive information corresponding to an authorization of a user, the information including a designation of at least the first feature of the printing device that the user desires to enable;  
retrieve information adapted to enable at least the first feature of the printing device; and  
enable at least the first feature of the printing device using the information retrieved such that the information to be printed is printed using the first feature of the printing device.*

(Emphasis added).

Applicant respectfully asserts that the cited art, either individually or in combination, is legally deficient for the purpose of rendering claim 10 unpatentable. In particular, Applicant respectfully asserts that none of the references or combinations thereof teaches or reasonably suggests at least the features/limitations emphasized above in claim 10. Therefore, Applicant respectfully asserts that claim 10 is in condition for allowance.

Since claims 11 - 17 are dependent claims that incorporate all the features/limitations of claim 10, Applicant respectfully asserts that these claims also are in condition for allowance. Additionally, these claims recite other features/limitations that can serve as an independent basis for patentability.

#### **Newly Added Claims**

In this response, Applicant has added new claim 22. No new matter has been added. In this regard, claim 22 is a dependent claim incorporates all the features/limitations of claim 1, the allowability of each of which is set forth above. Since the cited art, either individually or in combination, does not teach or reasonably suggest at least the features emphasized above in claim 1, Applicant respectfully asserts that the cited art is deficient for the purpose of rendering claim 22 unpatentable. Therefore, for at least this reason, Applicant respectfully requests that claim 22 be placed in condition for allowance.

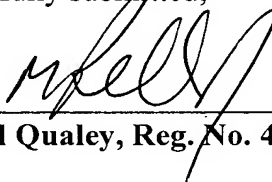
**Cited Art Made of Record**

The cited art made of record has been considered, but is not believed to affect the patentability of the presently pending claims.

### CONCLUSION

In light of the foregoing amendments and for at least the reasons set forth above, Applicants respectfully submit that all objections and/or rejections have been traversed, rendered moot, and/or accommodated, and that the pending claims are in condition for allowance. Favorable reconsideration and allowance of the present application and all pending claims are hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (770) 933-9500.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 12/15/05.

  
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